



Express Mail No.: EL 500 1600/2900

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: John C. Reed

Serial No.: 09/375,514

Group Art Unit: 1635

Filed: August 17, 1999

Examiner: Schmidt, M.

For: REGULATION OF BCL-2 GENE
EXPRESSION

Attorney Docket No.: 10412-011

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TERMINAL DISCLAIMER

Assistant Commissioner for Patents
Box AF
Washington, D.C. 20231

Sir:

The Trustees of the University of Pennsylvania, the owner of a 100 percent interest in the above-identified application, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154-156 and 173, as presently shortened by any terminal disclaimer, of prior U.S. Patent No. 5,831,066, which issued on November 3, 1998 and prior U.S. Patent No. 6,040,181, which issued on March 21, 2000 and hereby agrees that any patent granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal titles to U.S. Patent No. 5,831,066 and U.S. Patent No. 6,040,181.

The owner further agrees that this agreement is to run with any patent granted on the above identified application and is to be binding upon the grantee, its successors, and assigns.

The owner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent No. 5,831,066 and U.S. Patent No. 6,040,181 in the event that either or both of said patents later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or

terminally disclaimed under 37 C.F.R. § 1.321, has all claims canceled by a re-examination certificate, is reissued, or is otherwise terminated prior to the expiration of its full statutory term, except for the separation of legal title stated above.

The undersigned is an attorney of record.

Respectfully submitted,

Date: August 23, 2002

 30,742
Laura A. Coruzzi (Reg. No.)

PENNIE & EDMONDS LLP
1155 Avenue of the Americas
New York, New York 10036-2711
(212) 790-9090



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TRANSMITTAL OF TERMINAL DISCLAIMER AND FEE

Assistant Commissioner for Patents
Box AF
Washington, D.C. 20231

Sir:

The fee for processing the attached Terminal Disclaimer is believed to be \$110.00. Please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this sheet is attached for accounting purposes.

Respectfully submitted,

Date August 23, 2002

Laura A. Coruzzi 30,742
Laura A. Coruzzi (Reg. No.)

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Enclosures

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